

HEWLETT-PACKARD COMPANY  
Intellectual Property Administration  
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Fort Collins, Colorado 80527-2400

PATENT APPLICATION  
ATTORNEY DOCKET NO. 10017974 -4

IN THE  
UNITED STATES PATENT AND TRADEMARK OFFICE

Inventor(s): Zhizhang Chen et al

Confirmation No.: 8832

Application No.: 10/686965

Examiner: Dung Anh Le

Filing Date: Oct 15, 2003

Group Art Unit: 2818

Title: Method Of Manufacturing An Emitter (As Amended)

Commissioner for Patents  
PO Box 1450  
Alexandria, VA 22313-1450

**TERMINAL DISCLAIMER**  
**RESPONSIVE TO A DOUBLE PATENTING REJECTION**

Sir:

Petitioner, Hewlett-Packard Development Company, L.P. is the owner of 100 percent interest in the instant application. Petitioner hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application, which would extend beyond the expiration date of the full statutory term defined in 35 U.S.C. 154 to 156 and 173 as shortened by any terminal disclaimer of prior Patent No. 6,806,488 to Hewlett-Packard Development Company, L.P. which issued on Oct 19, 2004 and is commonly owned by Petitioner. Petitioner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and the prior patent are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns.

In making the above disclaimer, petitioner does not disclaim the terminal part of any patent granted on the instant application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. 154 to 156 and 173 of the prior patent as shortened by any terminal disclaimer filed prior to the patent grant, in the event that any such granted patent: expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 CFR 1.321, has all claims canceled by a reexamination certificate, is reissued, or is in any manner terminated prior to the expiration of its full statutory term as shortened by any terminal disclaimer filed prior to its grant.

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Respectfully submitted,

Zhizhang Chen et al

By Timothy F. Myers

Timothy F. Myers

Attorney/Agent for Applicant(s)

Reg. No. 42,919

Date: 4/15/05

Telephone No.: (541) 715-4197